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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 OAKLAND DIVISION  
11

12 IN RE CALIFORNIA BAIL BOND  
13 ANTITRUST LITIGATION

Case No. 4:19-CV-00717-JST (DMR)

14 **STIPULATION AND ~~PROPOSED~~**  
15 **ORDER REGARDING AMERICAN**  
16 **SURETY COMPANY DOCUMENT**  
17 **PRODUCTION DEADLINE**

18 THIS DOCUMENT RELATES TO:  
19 ALL ACTIONS  
20

21 WHEREAS by Order of the Court (ECF No. 230) certain parties who had been previously  
22 dismissed from this lawsuit without prejudice were to complete their pre-amendment document  
23 production by November 29, 2021.

24 WHEREAS American Surety Company and its executive William Carmichael were not  
25 dismissed from the litigation, and the company has agreed with Plaintiffs that it is appropriate  
26 given its status as an active defendant in the litigation to search for and produce documents from  
27 ten custodians, including Mr. Carmichael, which is a substantially larger number of custodians  
28 than the more limited number of custodians that had been agreed to by the dismissed defendants.

WHEREAS American Surety Company, like dismissed defendants, had previously  
asserted that non-California documents were irrelevant but had understood that given its unique  
position in the litigation that it was not a party to the motion resulting in the Order of the Court

1 (ECF No. 230).

2 WHEREAS American Surety Company, following issuance of the Order of the Court  
3 (ECF No. 230) and in an effort to avoid needless additional motion practice to clarify whether the  
4 Order applied to it, agreed to produce in the same manner as dismissed defendants all non-  
5 California bail documents that were unrelated to individual bail transactions that were in the  
6 possession of its agreed upon custodians, but it did not concede that it must produce all  
7 responsive documents by November 29, 2021, given its substantially larger number of custodians;

8 WHEREAS Plaintiffs believe that the November 29, 2021 deadline for pre-amendment  
9 document production should apply to American Surety Company, but American Surety Company  
10 cannot meet that deadline.

11 WHEREAS counsel for Plaintiffs and for American Surety Company are mindful of the  
12 Court's direction to meet and confer regarding mutually agreeable production schedules and have  
13 met and conferred on multiple occasions regarding the scope and timing of American Surety  
14 Company's production and have discussed a sample of more than 10,000 non-California  
15 documents that have already been produced.

16 IT IS HEREBY STIPULATED by and between the Plaintiffs and American Surety  
17 Company, and their counsel, that American Surety Company's production deadline shall be  
18 December 13, 2021, without prejudice to the parties agreeing without the need for a further order  
19 to an additional extension if appropriate. If after meeting and conferring regarding additional  
20 extensions, Plaintiffs and American Surety Company cannot agree to an extension, they may refer  
21 the matter to this Court.

22 Dated: November 29, 2021

LIEFF CABRASER HEIMANN &  
BERNSTEIN, LLP

24 By: /s/ Dean M. Harvey

25 Dean M. Harvey  
26 Katherine C. Lubin  
27 Adam Gitlin  
28 Yaman Salahi  
Nigar A. Shaikh  
Miriam E. Marks

*Interim Class Counsel*

Dated: November 29, 2021

GREENBERG TRUARIG, LLP

By: /s/ Howard Holderness

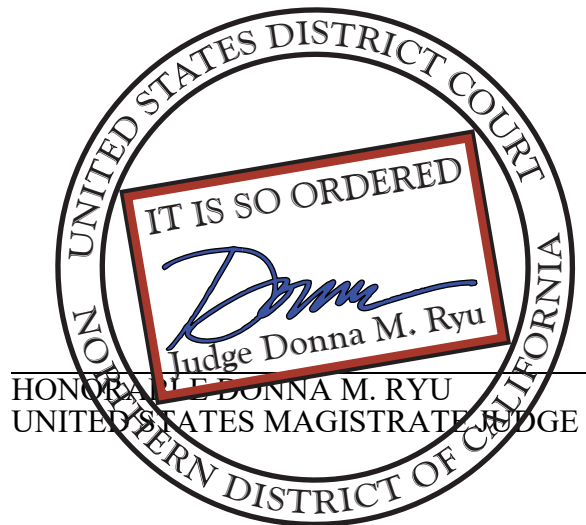
John A. Sebastinelli  
Howard Holderness

*Attorneys for Defendants American Surety  
Company*

**~~PROPOSED~~ ORDER**

PURSUANT TO STIPULATION AND GOOD CAUSE APPEARING, IT IS SO ORDERED that American Surety Company's production deadline shall be December 13, 2021, without prejudice to the parties agreeing without the need for a further order to an additional extension if appropriate. If after meeting and conferring regarding additional extensions, Plaintiffs and American Surety Company cannot agree to an extension, they may refer the matter to this Court.

DATE: November 29, 2021



HONORABLE DONNA M. RYU  
UNITED STATES MAGISTRATE JUDGE